

This facsimile message and its contents are legally privileged and confidential information intended solely for the use of the addressee. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, copying or other use of this message and its contents is strictly prohibited. If you have received this telecopy in error, please notify us immediately by telephone and return the original message to us at the address shown below via the Postal Service. Thank You.

## ALSTON & BIRD LLP

101 South Tryon Street, Suite 4000  
Charlotte, NC 28280-4000

704-444-1000  
Fax: 704-444-1111

### TELECOPY

PLEASE DELIVER AS SOON AS POSSIBLE

DATE: April 20, 2004

TO: US Patent and Trademark Office

FROM: J. Scott Young

Appl. No. 09/605,815 Filed June 28, 2000

Attached is a Petition to Withdraw Holding of Abandonment for the above-referenced application.

NO. OF PAGES:  
(Including cover page)

13

OPERATOR:

IF NOT RECEIVED PROPERLY, PLEASE NOTIFY ME IMMEDIATELY AT

USER CODE: YOUNS

FAX NUMBER: 703-872-9306

CLIENT/MATTER: 035576/200846

REQUESTED BY: Tammy Stevens x1165

VOICE NUMBER:

Alston & Bird

Attorney's Docket No. 035576/200846

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re:	Shima et al.	Confirmation No.	5346
Appl. No.:	09/605,815	Group Art Unit:	1623
Filed:	June 28, 2000	Examiner:	White, Everett Nmn
For:	METHOD FOR REDUCING PULP TO POWDER AND PROCESS FOR THE PRODUCTION OF A CELLULOSE ETHER		

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION UNDER 37 C.F.R. 1.181 TO WITHDRAW HOLDING OF ABANDONMENT  
IN ACCORDANCE WITH MPEP §711.03(C) AND 1156 O.G. 53**

Sir:

As set forth in MPEP § 711.03(c) and 1156 O.G. 53, Applicants hereby petition to have the holding of abandonment of the above-identified application withdrawn. The application was held to be abandoned for failure to respond to an Office Action mailed June 13, 2003. The following materials are submitted in support of Applicants' petition:


1. a copy of the Response to Office Action (37 C.F.R. § 1.111) and Interview Summary (37 C.F.R. § 1.133), and Petition and Fee for Extension of Time 37 C.F.R. § 1.136(a) that were mailed October 21, 2003 in response to the Office Action dated June 13, 2003;
2. a copy of the return postcard from the United States Patent and Trademark Office showing that the Patent Office received the aforementioned;
3. a copy of the outside front cover of the file jacket maintained by Applicant's counsel for the above-identified application; and
4. a copy of the Docket Control Sheet maintained by Applicant's counsel for the application.

In re: Shima et al.  
Appl. No.: 09/605,815  
Filing Date: June 28, 2000  
Page 2

In view of the foregoing remarks and the enclosed evidence indicating that the an Office Action response was properly mailed to and received by the Patent Office, Applicants respectfully request that the instant petition be granted and that the holding of abandonment of the application be withdrawn.

It is believed that the present petition is treated as a petition under 37 C.F.R. 1.181, and that no fee is applicable. However, if any fee is due, please charge the fee to our deposit account No. 16-0605.

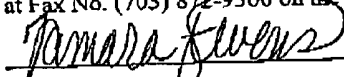
Respectfully submitted,

  
J. Scott Young  
Registration No. 45,582

CUSTOMER NO. 00826  
ALSTON & BIRD LLP  
Bank of America Plaza  
101 South Tryon Street, Suite 4000  
Charlotte, NC 28280-4000  
Tel Charlotte Office (704) 444-1000  
Fax Charlotte Office (704) 444-1111

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the US Patent and Trademark Office at Fax No. (703) 872-9306 on the date shown below.

  
Tamara Stevens

April 20, 2004  
Date